

ENTERED

August 13, 2025

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

DULCICH, INC.,	§	
	§	
Plaintiff,	§	
	§	
VS.	§	3:23-cv-405
	§	
KOLT DAPRON, <i>et al.</i> ,	§	
	§	
Defendants.	§	

**ORDER ADOPTING MAGISTRATE JUDGE'S
MEMORANDUM AND RECOMMENDATION**

On March 12, 2025, all non-dispositive pretrial matters in this case were referred to United States Magistrate Judge Andrew M. Edison under 28 U.S.C. § 636(b)(1)(A). Dkt. 91. Judge Edison filed an amended memorandum and recommendation on July 29, 2025, recommending that Defendant Kolt DaPron's Motion for Summary Judgment (Dkt. 61 (sealed); Dkt. 108 (redacted)) be denied, and Plaintiff Dulcich, Inc. d/b/a Pacific Seafood Group's Motion for Summary Judgment (Dkt. 80 (sealed); Dkt. 106 (redacted)) be denied. *See* Dkt. 117.

No objections have been filed to the amended memorandum and recommendation. Accordingly, the court reviews it for plain error on the face of the record. 28 U.S.C. § 636(b)(1); FED. R. CIV. P. 72(b)(3).

Based on the pleadings, the record, and the applicable law, the court finds there is no plain error apparent from the face of the record.

Accordingly:

- (1) Judge Edison's amended memorandum and recommendation (Dkt. 117) is approved and adopted in its entirety as the holding of the court;
- (2) DaPron's Motion for Summary Judgment (Dkt. 61 (sealed); Dkt. 108 (redacted)) is denied; and
- (3) Pacific's Motion for Summary Judgment (Dkt. 80 (sealed); Dkt. 106 (redacted)) is denied.

Signed on Galveston Island this 13th day of August, 2025.



JEFFREY VINCENT BROWN
UNITED STATES DISTRICT JUDGE